

ALABAMA BOARD OF NURSING

REGULAR BOARD MEETING

**RSA Plaza Suite 350
Montgomery, Alabama**

September 13, 2019

I. CALL TO ORDER

A. Roll Call

The meeting was called to order at 8:30 a.m. on Friday, September 13, 2019.

The following members were present: Cheryl Bailey, BSN, MBA, President; Valorie Dearmon, RN, DNP, NEA-BC, Vice-President; Victoria Hill, MSN, RN, Secretary; Cara Floyd, LPN; Francine Parker, EdD, MSN, RN; Martha Houston, Consumer; Gabriel Sapalaran, BSN, RN; Natalie Baker, DNP, CRNP, FAANP; Peggine Carpenter, BA, LPN; Janice Seip, CRNA; Cynthia Buford, LPN; Cherry Rodgers, LPN; and Executive Officer, Peggy Benson. ABN Board Member absent was Gladys Davis Hill, MSN, RN.

Staff members attending the meeting were: Dawn Daniel, MSN, RN, Director-Advanced Practice; Honor Ingels, Chief Policy Office/Chief Communications Officer; John Marc Glasscock, CFO; Alice Maples Henley, Deputy Attorney General/General Counsel; Patrick Samuelson, Assistant General Counsel; Amy Williams, Attorney; Gail Hampton, Attorney; Joyce Jeter, MSN, RN, Director of Practice, CE, and Licensure; Barbara Bartley, MSCHD, BSN, RN, Deputy Director; Brad Jones, IT Programmer Analyst Associate; Tonya Smith, Executive Secretary/Recorder; Christie Mumford, MSN, RN, Compliance Nurse Consultant; Abby Migliore, MSN, RN, Director of Discipline/Legal Nursing; Denise Elliott, PhD, RN, CNE, Nurse Consultant; Wanda Hayes, DNP, RN, Nurse Consultant; Melenie Bolton, PhD, MSN, RN, Nurse Consultant; Kibbra Torbert, DNP, MSN, RN, Nurse Consultant; LaDonna Patton, MSN, RN, CEN, Director of Alabama Nursing Resource Center; Howard Kenney, Chief Investigator; Clifton (Chip) Lollar, Special Investigator; Scott Nickerson, Special Investigator; James Chappell, Special Investigator; Taylor Thomas, Legal Research Assistant; Rachel Brazell, Probation Director; Shaye Robinson, Director of VDAP; Stephanie Harold, ASA III, Probation Assistance; Karen Grimes, Hearings Coordinator; Euel (Tad) Weldon, IT Director; and Zipp Matthews, ASA III.

Visitors attending the meeting were: Ms. LaDonna Gaines, Samford University; Ms. Shelia Burke, Fortis College; Ms. Deb Leveille, Fortis College and Ms. Lynn Olsan, Fortis College.

B. Declaration of Quorum

A quorum was declared with ten Board Members present, on September 13, 2019. Ms. Peggie Carpenter arrived at 9:17 a.m.

C. Statement of Compliance with Open Meetings Act

Prior notice of meeting was posted on the Secretary of State's website in accordance with the Alabama Open Meetings Act.

D. Oath of Office

On September 13, 2019, Mr. Gabriel Sapalaran, BSN, RN read the Oath of Office. A written "Oath of Office" was provided to Mr. Sapalaran for signature.

E. Review of Full Agenda

1. Additions, Modifications, Reordering

None

2. Adoption and Approval of Consent Agenda

- II.A. July 19, 2019 Board Meeting Minutes
- III.A. Board Action Follow-up
- VI.A.1. Executive Officer Report
- VI.A.2. FYI
- VI.C. Deputy Director/Leadership Institute
- VI.D.1. General Counsel Report
- VI.D.2. Assistant General Counsel Report, Samuelson
- VI.D.3. Voluntary Disciplinary Alternative Program
- VI.D.4. Investigations Report
- VI.D.5. Legal Nurse Consultant Report
- VI.D.6. Probation/Compliance Monitoring Report
- VI.D.7. Assistant General Counsel, Williams
- VI E. Policy and Communications Report
- VI.F. ANRC Report
- VI.G. Research Report- N/A
- VI.H. Quality Measures Report
- VII.A. Education Report
- IX.A. Advance Practice Report
- X.A. Continuing Education Report
- X.B. Licensure Report
- XI.A.,B . 2nd Qtr.2019 NCLEX-RN and NCLEX-PN Pass Rates and Analysis

On September 13, 2019, Ms. Victoria Hill moved that the Board adopt the Consent Agenda. Dr. Baker seconded. Motion carried without objection.

3. Adoption and Approval of Full Agenda

On September 13, 2019, Dr. Baker moved that the Board adopt the Full Agenda. Ms. Victoria Hill seconded. Motion carried without objection.

II. REVIEW OF MINUTES

A. July 19, 2019 Board Meeting Minutes

The minutes of the July 19, 2019 Board meeting were accepted on the Consent Agenda.

III. OLD BUSINESS/FOLLOW-UP

A. Board Action Follow-up

Ms. Benson's report on the Board action follow-up was accepted, as information, on the Consent Agenda.

IV. BOARD PRESENTATION/DEVELOPMENT

A. 610-X-4 Licensure, Joyce Jeter

Ms. Jeter gave a report on the changes made to the 610-X-4 Licensure Rules.

The Board discussed and asked questions.

B. 610-X-5 Collaborative Practice, Dawn Daniel Alice and Patrick available)

Ms. Daniel gave a report on the changes made to the 610-X-5 Collaborative Practice.

The Board discussed and asked questions.

V. FINANCIAL REPORTS

1. Financial Report Board Review

Mr. Glasscock, Chief Fiscal Officer, shared the Revenue and Expenditure Summary, Revenues and expenditure Budget Comparison as of July 31, 2019.

2. 2021 Fiscal Year ABN Budget Approval

Mr. Glasscock reported the FYI 2021 budget will be due in the budget office on November 2019. The proposed budget is typically presented at a Board meeting before the due date so that it can be submitted by the deadline.

On September 13, 2019, Ms. Floyd moved that the Board approve the FY 2021 proposed Alabama Board of Nursing Trust Fund Expenditure Budget and the Board Compensation. Dr. Baker seconded. Motion carried without objections.

VI. REPORTS

A. Executive Officer

1. Report

Pursuant to Alabama Board of Nursing Administrative Code §610-X-08, Ms. Benson accepted the voluntary surrender for revocation for each of the following Alabama nursing licenses.

<u>Licensee's Name</u>	<u>License Number</u>	<u>Date of Acceptance</u>
Lumpkin, Gary Dewayne	1-028034	06/26/2019
Hodge, Chrystal Faye	2-056892	07/01/2019
Finney, Sharon Ladawn	1-080533	07/02/2019
Jacques, Kristina Lee	1-171512	07/08/2019
Taylor, Alysha Nicole	1-163916	07/08/2019
Guerrier, Marc Stephen	1-139704	07/08/2019
Bickert, William Thomas	1-164513	07/08/2019
Longshore, Jamie Lynette	2-053473	07/12/2019
Johnson, David Anthony	2-064750	07/12/2019
Shell, Annie Lea	1-134578	07/15/2019
Roe, Rachel Ogle	2-061933	07/15/2019
Hewlett, Amy Lynne	1-146745	07/15/2019
Roden, Joan Elaine	1-047988	07/15/2019
Roig, Nancy Santa	1-045743	07/18/2019
Ladeau, Joshua Eason	2-053473	07/22/2019
Gornez, Lewanna Edwards	2-036700	07/22/2019
Valentine, buddy Rainer	1-144865	07/24/2019
Marquez, Tiffany Marie	1-106685	07/24/2019
Elarn, Michael McGraw	1-174912	07/25/2019
Meyer, Tammy Gail	1-146417	07/31/2019
Jackson, Brian Matthew	1-133903	07/31/2019
Phifer, Christopher Paul	2-067864	08/05/2019
Lane, Deborah Ann	2-057545	08/06/2019

Klug, Jacqueline	1-096208	08/06/2019
Corbin, Rebecca Kristina	1-137555	08/06/2019
Martin, Mary Kathleen	1-132873	08/06/2019
Baker, Jessica Ann	1-127409	08/07/2019
Smith, Rebecca	1-162157	08/08/2019
Lovelady, Daniel Alan Sides	1-163077	08/14/2019

2. FYI

Ms. Benson provided the following items for the Board's information: (a) a copy of the FYI Report of the 2019 APRN Consensus Model Forum; (b) a copy of the 2018 Annual Report; and (c) a copy of the 2019 Nursing Journal Author's invitation to Ms. Benson to publish the ABN work on the VDAP Campaign.

B. Executive Committee

1. No Report

C. Deputy Director/Leadership Institute

1. Report

A written report was accepted, as information, on the Consent Agenda.

D. Legal Division

1. General Counsel/Deputy Attorney General

A written report on activities of the Legal Division from June 29, 2019 to August 15, 2019, the number of open disciplinary cases, and the number of cases on appeal or subject to litigation was accepted as information, on the Consent Agenda.

2. Assistant General Counsel Report, Samuelson

A written report on the number of pending cases on the docket of the Assistant General Counsel as of August 15, 2019 was accepted, as information, on the Consent Agenda.

3. Voluntary Disciplinary Alternative Program

A written report on VDAP (Voluntary Disciplinary Alternative Program) participants and terminations as of August 15, 2019 was accepted, as information, on the Consent Agenda.

4. Investigations Report

A written report of active investigations per investigator as of August 15, 2019 was accepted, as information, on the Consent Agenda.

5. Legal Nurse Consultant Report

A written report on open cases currently assigned to each Nurse Consultant as of August 15, 2019 was accepted, as information, on the Consent Agenda.

6. Probation/Compliance Monitoring Report

A written report on the number of monitored on probation, the number of outstanding probation violations, the number of past due fines, the number of nurses met with for probation, and the number of cases resulting in revocation by the Board Order as of August 15, 2019 was accepted, as information, on the Consent Agenda.

7. Assistant General Counsel Report, Williams

A written report on the pending cases on the docket of the Assistant General Counsel, Ms. Williams, as of August 16, 2019 was accepted, as information, on the Consent Agenda.

8. **Proposed Staff Guidelines for Administering Nondisciplinary Administrative Penalties**

Ms. Henley reported when the Enhanced Nurse Licensure Compact was enacted in Alabama, the legislature also gave the Alabama Board of Nursing the authority to issue nondisciplinary administrative penalties. The Board recently finally certified a limited number of violations not rising to an encumbrance. It is important to note that nondisciplinary administrative penalties are not a disciplinary action, are not reportable to the databanks, and are limited in nature. They cannot be used to retroactively resolve an open disciplinary case. Also, it is important to read these guidelines in conjunction with the proposed changes to the guidelines for informal disposition of cases.

On September 13, 2019, Dr. Parker moved that the Board approve staff guidelines for administering nonodisciplinary administrative penalties. Dr. Dearmon seconded. Motion carried without objection.

9. **Proposed Revisions to Staff Guidelines for Informal Disposition of Applications and Disciplinary Cases and Levying of Administrative**

Fines September 2019

Ms. Henley reported that with the implementation of the eNLC, the Board need to address the disposition of cases, in the light of the effect of its orders on multistate license and to promote the best use of the Board's resources. Several changes are requested in the guidelines. The main changes are as follows:

- 1) As mentioned at the last meeting, staff propose changing the most "probation until conditions met" orders to a reprimand with a course. This is because a reprimand, even with a course and a fine, does not constitute an encumbrance that requires a multistate license to be deactivated. The order achieves the end of public notice and remedial education without requiring the nurse to deactivate and then attempt to reactivate a multistate license.
- 2) The staff proposes adjusting the levels of discipline for illegal practice to take into account that many first-time "illegal practice" offenders will be diverted to the nondisciplinary administrative penalty track.
- 3) The staff proposes increasing VDAP second agreement fees back to \$1,000.00 and increasing probation violation fines from \$500.00 to \$1,000.00 if the new order will require three or more years of monitoring.
- 4) Some adjustments are suggested with regard to fraud/deceit and arrest/conviction. With the background check beginning, there is likely to be at least an initial uptick in the number of cases related to failure to disclose criminal history. This is a good opportunity for the Board to evaluate how to handle some of the more distant arrests/convictions and failure to disclose many years ago, etc.

On September 13, 2019, Dr. Baker moved that the Board approve revisions to staff guidelines for informal disposition of applications and disciplinary cases and levying of administrative fines. Ms. Victoria Hill seconded. Motion carried without objection.

E. Policy and Communication Director Report

A written report on policy and communication activities was accepted, as information, on the Consent Agenda.

F. ANRC Report

The ANRC Activity Report as of August 16, 2019 was accepted, as information, on the Consent Agenda.

G. Research Report- No Report

H. Quality Measures Report

The Quality Measures Report as of August 20, 2019 was accepted, as information, on the Consent Agenda.

VII. EDUCATION

A. Education Report

B. Education Program Guidelines Proposed Revisions

Ms. Henley reported the current guidelines were revised and approved in March 2019. Staff now requests revisions to address closure of programs and requests to rescind voluntary closure of programs. The proposed guidelines will allow Alabama Board of Nursing board staff to review and address those requests using the same process previously approved by the Board for addressing program deficiencies.

The proposed revisions include:

- Define notice of closure and request to rescind closure
- Create categories to address Program Approval Withdrawal Following Administrative Hearing and Program request to rescind self-closure during the closure plan but prior to actual closure date
- Create guidelines for consideration of request to rescind self-closure, actions following withdrawal of approval following administrative hearing, and actions if a program decides to close.

On September 13, 2019, Dr. Baker moved that the Board approve the proposed revisions to the Staff Education Program Guidelines. Ms. Victoria Hill seconded. Motion carried without objection.

C. Program Deficiency Report

A written report on the program deficiency was accepted, as information, on the Consent Agenda.

D. FORTIS COLLEGE MONTGOMERY-REQUEST TO RESCIND @ 1:00

Ms. Bartley introduced Dr. Deborah M. Level, PhD, RN, CNL, Dean of Nursing for Fortis College Montgomery.

Dr. Leveill gave a presentation on the background and rationale of Fortis College Montgomery Teach Out Plan.

The Board discussed and asked questions.

Dr. Parker recused herself from the discussion and voting concerning Fortis College Montgomery.

On September 13, 2019, Dr. Dearmon moved that the Board, taking into account Alabama Board of Nursing precedent, the specific circumstances in which Fortis found itself at the time of its decision to voluntarily close, and Fortis's NCLEX scores from 2018 and the first part of 2019, offer Fortis College Montgomery a Consent Order pursuant to which:

- a. Fortis is permitted to rescind its voluntary closure;
- b. Fortis is returned to Notice of Deficiency – Approval with Deficiency Status
- c. Fortis is given until January 1, 2021, to:
 1. Establish compliance with the three-year rolling average;
 2. Resolve all deficiencies identified in March 2016 Notice of Deficiency;
 3. Resolve all deficiencies identified in August 2019 Site Visit Report.
- d. Fortis is required to notify all current and prospective students of its status.
- e. If all deficiencies are not resolved by January 1, 2021, Fortis will proceed to an administrative hearing.

As an alternative, should Fortis decline the consent order, they may request an administrative hearing. Dr. Baker seconded. Motion carried without objection.

VIII. POLICY

A. FINAL CERTIFICATION REVISIONS ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE CHAPTER 610-X-12 LOAN REPAYMENT PROGRAM FOR ADVANCED PRACTICE NURSING

Mr. Ingels reported that the Legislature created the Loan Repayment Program for Advanced Practice Nursing and appropriated \$450,000.00 from the Alabama Education Trust Fund (ETF) to it during the 2016 Regular Session. The Board subsequently implemented the program and the Legislature has continued to level-fund it each year since. During the 2019 Regular Session, at the Board's request, the Legislature passed SB 37, which opens the program to approved advanced practice nurses who recently completed their graduate educations.

On September 13, 2019, Dr. Dearmon moved that the Board approve as final certification revision of Alabama Board of Nursing Administrative Code Chapter 610-X-12-Revision to the Loan Repayment Program for Advanced Practice Nursing. Ms. Victoria Hill seconded. Motion carried without objection.

B. FINAL CERTIFICATION REVISION ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE SECTION 610-X-4-.16 SPECIAL CIRCUMSTANCES

Mr. Ingels reported current rules government retiring an existing license do not prevent nurses from retiring their licenses to avoid compliance with Board monitoring policy. Staff recommends adding a provision to Alabama Board of Nursing Administrative Code Chapter 610-X-4-.16(6), to resolve the issue.

On September 13, 2019, Dr. Baker moved that the Board approve as final certification, revision of Alabama Board of Nursing Administrative Code Chapter 610-X-4-.16 prohibit current Voluntary Disciplinary Alternative Program (VDAP) and probation participants from retiring licenses. Ms. Buford seconded. Motion carried without objection.

C. FINAL CERTIFICATION REVISION ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE SECTION 610-X- 8-.05 BOARD ACTION FOLLOWING INVESTIGATION

Mr. Ingels reported the recent enactment of SB 38, which will allow Alabama to participate in the eNLC, necessitates a broad revision to existing rules, throughout the Alabama Board of Nursing Administrative Code. During the staff's internal review process following the May Board meeting, Chapter 610-X-13-.02 was identified as an additional section requiring revision.

On September 13, 2019, Dr. Parker moved that the Board approve as final certification, revision of Alabama Board of Nursing Administrative Code Chapter 610-X-8-.05- additional provision relating to implementation of the Enhanced Nurse Licensure Compact (eNLC). Ms. Floyd seconded. Motion carried without objection.

D. FINAL CERTIFICATION REVISION ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE SECTION 610-X-13-.02 CRITERIA FOR ELIGIBILITY

Mr. Ingels reported the recent enactment of SB 38, which will allow Alabama to participate in the eNLC, necessitates a broad revision to existing rules, throughout the Alabama Board of Nursing Administrative Code. During the staff's internal review process following the May Board meeting, Chapter 610-X-13-.02 was identified as an additional section requiring revision.

On September 13, 2019, Dr. Dearmon moved that the Board approve, as final certification, revision of Alabama Board of Nursing Administrative Code Chapter 610-X-13-02-additional provision relating to implementation of the Enhanced Nurse Licensure Compact (eNLC). Ms. Seip seconded. Motion carried without objection.

E. PROPOSED REVISION ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE SECTION 610-X-10-.02(5) CE CNS

Mr. Ingels reported the current rules licensure (610-X-4-.08) require all advanced practice nurses to earn six (6) hours of pharmacology continuing education (CE) each license period. However, the continuing education rules have not been revised to include the pharmacology requirement for CNSs. Staff recommends amending Chapter 10 to reflect the current requirement.

On September 13, 2019, Dr. Baker moved that the Board approve revision of Alabama Board of Nursing Administrative Code Chapter 610-X-10-.01 and 610-X-10-.02-Continuing Education. Dr. Dearmon seconded. Motion carried without objection.

F. PROPOSED REPEAL ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE CHAPTER 610-X-2 DEFINITIONS

Mr. Ingels reported that Chapter 2 of the Alabama Board of Nursing Administrative Code contains duplicate definitions from every other chapter of the Code. Maintenance of the chapter requires the Board to expend human and financial resources in the upkeep of a duplicative chapter. The Board staff recommends repeal of Chapter 2, without replacement, until such time as the Board may require a new chapter to implement potential future responsibilities that may be assigned by the Legislature.

On September 13, 2019, Dr. Dearmon moved that the Board approve repeal of Alabama Board of Nursing Administrative Code Chapter 610-X-2 Definitions. Ms. Victoria Hill seconded. Motion carried without objection.

G. PROPOSED REVISION ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE SECTIONS 610-X-5-.07 and .18 ELIMINATE FEDERAL AND FACULTY DESIGNATIONS - CRNP AND CNM

Mr. Ingels reported that recent guidance from the Department of Defense (DOD) indicates that the Department will implement a policy for the Military Health System which designates “restricted licenses” as insufficient to meet licensure requirements for purpose of employment by the system. According to the guidance, “Alabama Board of Nursing staff believes that the designations “CRNP-Federal Only” and “CNM-Federal Only” will fall within the parameters of “restricted licenses,” In order to avoid inconvenience and disruptions for military licensees, staff recommends elimination of all subcategories of “CRNP” and “CNM” and replacing them with an affirmative declaration that the titles “CRNP” and “CNM” are available only to nurses who practice:

- In an approved collaboration;
- In a federal facility; or
- As a faculty in a Board-recognized NP or NM program

On September 13, 2019, Dr. Baker moved that the Board approve revision of Alabama Board of Nursing Administrative Code Chapter

610-X-5-.07 and .18. Dr. Parker seconded. Motion carried without objection.

H. AFFIRMED REVISION ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE SECTION 610-X-4 FEE SCHEDULE

Mr. Ingels reported rule 610-X-4-.14 requires that the Board review the Fee Schedule at each September Board meeting. The rule specifies that the Board must reaffirm the Fee Schedule if no changes are made.

On September 13, 2019, Dr. Baker moved that the Board review the current Fee Schedule and affirm as amended and effective for January 1, 2020 Alabama Board of Nursing Administrative Code, Rule 610-X-4-.14, “Fees”. Ms. Seip seconded. Motion carried without objection.

I. PROPOSED REVISION ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE SECTION 610-X-9-.10 - RENUMBERING

Mr. Ingels reported the Board recently inserted a new rule at 610-X-9-.07, necessitating renumbering of Chapter 9. Existing 610-X-9-.10 refers to rules at 610-X-9-.07 and 610-X-9-.08 which currently are numbered as 610-X-9-.08 and 610-X-9-.09. Board staff recommends amending the subject rule to reflect the change.

On September 13, 2019, Dr. Baker moved that the Board approve revision of Alabama Board of Nursing Administrative Code Chapter 610-X-9-.10. Ms. Victoria Hill seconded. Motion carried without objection.

J. PROPOSED REVISION ALABAMA BOARD OF NURSING ADMINISTRATIVE CODE SECTION 610-X-4-.01, .04 – RESTORATION

Mr. Ingels reported that during the process of final certification of Chapter 4 for NLC implementation, one existing subsection and one previously proposed subsection were omitted. LSA-Legal processes require resubmission of this chapter to restore those provisions. No other certified provision of the chapter is affected by this action.

On September 13, 2019, Dr. Dearmon moved that the Board approve revision of Alabama Board of Nursing Administrative Code Chapters 610-X-4-.01 and 610-X-4-.04. Ms. Buford seconded. Motion carried without objection.

IX. ADVANCED PRACTICE

A. Report

A written report on activities of the Advanced Practice Division was accepted, as information, on the Consent Agenda.

B. 2020 Collaborative Practice Application Deadlines

A written report on the 2020 Collaborative Practice Application Deadlines was accepted, as information, on the Consent Agenda.

C. Request for FTE Exemption

A written report on FTE Exemption was accepted, as information, on the Consent Agenda.

D. Ms. King Declaratory Ruling CNS Title Request- Withdrawed

X. CONTINUING EDUCATION/LICENSURE/PRACTICE

A. Continuing Education

1. Report

A written report on Continuing Education Providers and CE Activities was accepted, as information, on the Consent Agenda.

B. Licensure

1. Report

A written report on Licensure Data Activity was accepted, as information, on the Consent Agenda.

C. Practice

1. Report

A written report on Standardized Procedure Application Activity was accepted, as information, on the Consent Agenda.

2. ADMH Nurse Delegation Annual Report

Ms. Jeter reported that the Alabama Department of Mental Health (ADMH) Nurse Delegation Program (NDP) Report is an annual report submitted to the Board by the Commission of the Alabama Department of Mental Health. The report provides data on medication errors to ensure on going monitoring of the NDP and the implementation of quality improvement plans for medication errors.

The request identified the following specific medications for inclusion in Annual report:

- Level I
- Level II (recipient experienced short-term, reversible adverse consequences and treatments or interventions in addition to monitoring and observation).
- Level III (sentinel event)

Most of the medication's errors were Levels I and was performed by the Medication Assistant, Certified (MAC). Mental health worker who successfully completed approved curriculum for assistance with medications in community residential settings.

On September 13, 2019, Dr. Baker moved that the Board accept the ADMH Residential Community Nurse Delegation Program Annual Report as indicated. Ms. Seip seconded. Motion carried without objection.

XI. NCSBN / NCLEX

A. 2nd Qtr 2019 NCLEX-RN and NCLEX-PN Pass Rates

The 2nd Quarter 2019 NCLEX-RN and NCLEX-PN pass rates were accepted on the Consent Agenda.

B. Analysis of NCLEX Pass Rates

The 2019 analysis of NCLEX pass rates were accepted on the Consent Agenda.

XII. BOARD TRAVEL/REPORTS

1. Travel

A. FARB FORUS Colorado Springs, CO January 23-26, 2020

Ms. Cheryl Bailey, BSN, MBA, President; Ms. Cynthia Buford, LPN; and Ms. Cara Floyd, LPN will be attending the FARB FORUS on January 23-26, 2020 in Colorado Springs, CO.

2. Board Member Travel Reports

No report

XIII. DISCIPLINARY CASES – Executive Session, to follow completion of Agenda, September 13, 2019

On September 13, 2019, Dr. Dearmon moved that the Board enter into Executive Session to discuss the general reputation and character, professional competence, and physical or mental conditions of specific applicants and licenses. Dr. Baker seconded. Motion carried with all in favor (Cara Floyd, Francine Parker, Martha Houston, Gabriel Sapalaran, Janice Seip, Cynthia Buford, and Victoria Hill). Cherry Rodgers was not present to vote.

Ms. Cherry Rodgers arrived at 11:46 a.m.

Ms. Bailey estimated that the Board would reconvene in open session at approximately 12:20 p.m.

The Board reconvened in open session at 12:22 p.m.

A. CONSENT ORDERS

1. Cupp, Amanda Jean – RN 1-101130 (Lapsed)

Ms. Cupp signed a Consent Order that would approve her application for reinstatement of a lapsed RN license and place her license on probation for twelve (12) months with the usual illegal/illicit stipulations and require her to pay a \$300.00 fine.

On September 13, 2019, Dr. Baker moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

2. Odom, Nettie Jo – RN 1-129789 (Lapsed)

Ms. Odom signed a Consent Order that would approve her application for reinstatement of a lapsed RN license and place her license on probation until completion of required courses on Professional Accountability and Legal Liability for Nurses and Understanding Substance Use Disorder in Nursing and receipt of employer notification.

On September 13, 2019, Dr. Baker moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

3. Stimpson, Cheryl Ann – RN 1-117270 (Active/Probation); LPN 2-057173 (Lapsed)

Ms. Stimpson signed a Consent Order that would stay her probationary status and place her RN license on board-lapsed status until her health improved to the point that she is physically able to return to nursing. To

reinstate Ms. Stimpson's RN license, she must comply with the following: (a) undergo and provide documentation of required evaluations; (b) complete an application for reinstatement; (c) obtain and provide evidence of the requisite number of continuing education hours necessary for reinstatement of licensure; and (d) receipt of employer notification.

On September 13, 2019, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Victoria Hill seconded. Motion carried without objection.

4. Baker, Robert Wayne – RN 1-082940 (Lapsed)

Mr. Baker signed a Consent Order that would indefinitely suspend his RN license. He will not be eligible for reinstatement of his license in the State of Alabama until such time as evidence of an unencumbered license in all states. Mr. Baker cannot practice in the state of Alabama until licensure has been reinstated in accordance with the Alabama Board of Nursing Administrative Code, payment of the reinstatement of suspended license fee and any other applicable fees, and receipt of notice of receipt of Board Order.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Dr. Dearmon seconded. Motion carried without objection.

5. Bridges, Nina Marie – RN 1-119506 (Active); LPN 2-037890 (Lapsed)

Ms. Bridges signed a Consent Order that would place her RN license on probation for twenty-four (24) months with the usual illegal/illicit stipulations, require her to pay a \$600.00 fine, and document completion of a course on Documentation – A Critical Aspect of Client Care and Sharpening Critical Thinking Skills. To the extent Ms. Bridges has a LPN license, said license shall be subject to the same terms and conditions.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Dr. Dearmon seconded. Motion carried without objection.

6. Jordan, Hannah Brook – LPN 2-067134 (Lapsed)

Ms. Jordan signed a Consent Order that would approve her application for reinstatement of a lapsed LPN license and suspend her license for a minimum period of one (1) months. Ms. Jordan is eligible to request reinstatement of her LPN license upon payment of the reinstatement of suspended license fee, any other applicable fees and a \$1,000.00 fine, successful completion of a course on Disciplinary Actions: What Every

Nurse Should Know, and receipt of employer notification. In no event will this period of suspension extend beyond twelve (12) months past the effective date of this Order. Should such occur, Ms. Jordan's licensure status will be considered as and listed as revoked.

On September 13, 2019, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

7. Tubbs, Sandra Floretta – LPN 2-038449 (Active)

Ms. Tubbs signed a Consent Order that would suspend her LPN license until such time as: (a) payment of the reinstatement of suspended license fee, any other applicable fees and a \$300.00 fine; (b) successful completion of the educational programs on Professional Accountability and Legal Liability for Nurses and Your Role in Managing Assaultive Behavior; and (c) receipt of employer notification. In no event will this period of suspension extend beyond twelve (12) months past the effective date of this Order. Should such occur, Ms. Tubbs licensure status will be considered as and listed as revoked.

On September 13, 2019, Ms. Buford moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

8. Powell, Melinda Mae – RN 1-136325 (Active/Probation)

Ms. Powell signed a Consent Order that would terminate her September 21, 2018 Board Order and suspend her RN license until receipt of documentation of: (a) completion of required evaluations; (b) successful completion of the initial phase of an approved treatment program, if treatment is recommended; (c) participation in an aftercare program, if treatment is recommended; (d) negative random monthly drug screens; (e) contact information for individual counselor, if recommended; (f) accrual of requisite continuing education contact hours; (g) completion of required course on Disciplinary Actions: What Every Nurse Should Know, if not deemed in need of treatment; and (h) payment of the reinstatement of suspended license fee and any other applicable fees. Should Ms. Powell be deemed in need of treatment and upon documented completion of the above terms, her RN license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and she will be required to pay a \$500.00 fine. If not deemed to be in need of treatment, Ms. Powell's RN license will be placed on probation for twelve (12) months with the usual illegal/illicit stipulations and she will be required to pay a \$500.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such

occur, Ms. Powell's licensure status will be considered as and listed as revoked.

On September 13, 2019, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

9. Stutzman, Lisa Dione – RN 1-147532 (Active/Probation)

Ms. Stutzman signed a Consent Order that would terminate her May 17, 2019 Board Order and suspend her RN license until receipt of documentation of: (a) completion of required evaluations; (b) successful completion of the initial phase of an approved treatment program, if treatment is recommended; (c) participation in an aftercare program, if treatment is recommended; (d) negative random monthly drug screens; (e) contact information for individual counselor, if recommended; (f) accrual of requisite continuing education contact hours; (g) completion of required courses on Disciplinary Actions: What Every Nurse Should Know and Documentation – A Critical Aspect of Client Care and Understanding Substance Use Disorder in Nursing; and (h) payment of the reinstatement of suspended license fee and any other applicable fees. Should Ms. Stutzman be deemed in need of treatment and upon documented completion of the above terms, Ms. Stutzman's RN license will be placed on probation for sixty (60) months with the substance use disorder stipulations and she will be required to pay a \$500.00 fine. If not deemed to be in need of treatment, Ms. Stutzman's RN license will be placed on probation for twenty-four (24) months with the usual illegal/illicit stipulations and she will be required to pay a \$500.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Stutzman's licensure status will be considered as and listed as revoked.

On September 13, 2019, Dr. Dearmon moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

10. Johnson, Carolyn Lynn – RN 1-078908 (Active); LPN 2-030650 (Lapsed)

Ms. Johnson signed a Consent Order that would suspend her RN license until receipt of documentation of: (a) completion of required evaluations; (b) successful completion of the initial phase of an approved treatment program, if treatment is recommended; (c) participation in an aftercare program, if treatment is recommended; (d) negative random monthly drug screens; (e) contact information for individual counselor, if recommended; (f) accrual of requisite continuing education contact hours; (g) completion of required courses on Documentation – A Critical Aspect of Client Care

and Understanding Substance Use Disorder in Nursing, if not deemed in need of treatment; and (h) payment of the reinstatement of suspended license fee and any other applicable fees. Should Ms. Johnson be deemed in need of treatment and upon documented completion of the above terms, Ms. Johnson's RN license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and she will be required to pay a \$1,000.00 fine. If not deemed to be in need of treatment, Ms. Johnson's RN license will be placed on probation for twelve (12) months with the usual illegal/illicit stipulations and she will be required to pay a \$300.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Johnson's licensure status will be considered as and listed as revoked. To the extent Ms. Johnson has a LPN license, said license shall be subject to the same terms and conditions.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

11. Knudson, Sean Austin – RN 1-166018 (Active)

Mr. Knudson signed a Consent Order that would place his RN license on probation for twelve (12) months with the usual illegal/illicit stipulations, require him to pay a \$300.00 fine and document completion of courses on Righting a Wrong Ethics and Professionalism in Nursing and Understanding Substance Use Disorder in Nursing.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

12. Lawder, Stephanie Carol – RN 1-136764 (Active); LPN 2-062058 (Lapsed)

Ms. Lawder signed a Consent Order that would suspend her RN license until receipt of documentation of: (a) completion of required evaluations; (b) successful completion of the initial phase of an approved treatment program in an aftercare program, if treatment is recommended; (c) participation in an aftercare program, if treatment is recommended; (d) negative random monthly drug screens; (e) contact information for individual counselor, if recommended; (f) accrual of requisite continuing education contact hours; (g) completion of required courses on Professional Accountability and Legal Liability for Nurses and Understanding Substance Use Disorder in Nursing, if not deemed in need of treatment; and (h) payment of the reinstatement of suspended license fee and any other applicable fees. Should Ms. Lawder be deemed in need of treatment and upon documented completion of the above terms, Ms.

Lawder's RN license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and she will be required to pay a \$1,000.00 fine. If not deemed in need of treatment, Ms. Lawder's RN license will be placed on probation for twelve (12) months with the usual illegal/illicit stipulations and she will be required to pay a \$300.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Lawder's licensure status will be considered as and listed as revoked. To the extent, Ms. Lawder has a LPN license, said license shall be subject to the same terms and conditions.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

13. Noojin, Breanna Marie – LPN 2-071506 (Active)

Ms. Noojin signed a Consent Order that would suspend her LPN license until receipt of documentation of: (a) completion of required evaluations; (b) successful completion of the initial phase of an approved treatment program, if treatment is recommended; (c) participation in an aftercare program, if treatment is recommended; (d) negative random monthly drug screens; (e) contact information for individual counselor, if recommended; (f) accrual of requisite continuing education contact hours; (g) completion of a required course on Understanding Substance Use Disorder in Nursing, if not deemed in need of treatment; and (h) payment of the reinstatement of suspended license fee and any other applicable fees. Should Ms. Noojin be deemed in need of treatment and upon documented completion of the above terms, Ms. Noojin's LPN license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and she will be required to pay a \$1,000.00. If not deemed to be in need of treatment, Ms. Noojin's LPN license will be placed on probation for twenty-four (24) months with the usual illegal/illicit stipulations and she will be required to pay a \$600.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Noojin's licensure status will be considered as and listed as revoked.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

14. Shuler, Marti D. – RN 1-102223 (Lapsed)

Ms. Shuler signed a Consent Order that would approve her application for reinstatement of a lapsed RN license and suspend her RN license until

receipt of documentation of: (a) completion of required evaluations; (b) successful completion of the initial phase of an approved treatment program, if treatment is recommended; (c) participation in an aftercare program, if treatment is recommended; (d) negative random monthly drug screens; (e) contact information for individual counselor, if recommended; (f) accrual of requisite continuing education contact hours; (g) completion of a required course on Understanding Substance Use Disorder in Nursing, if not deemed in need of treatment; and (h) payment of the reinstatement of suspended license fee and any other applicable fees. Should Ms. Shuler be deemed in need of treatment and upon documented completion of the above terms, Ms. Shuler's RN license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and she will be required to pay a \$1,000.00 fine. If not deemed to be in need of treatment, Ms. Shuler's RN license will be placed on probation for twelve (12) months with the usual illegal/illicit stipulations and she will be required to pay a \$300.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Shuler's licensure status will be considered as and listed as revoked.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

15. Smith, Kassondra M. – RN 1-099100 (Lapsed)

Ms. Smith signed a Consent Order that would approve her application for reinstatement of a lapsed RN license and place her RN license on probation for twelve (12) months with the usual illegal/illicit stipulations, require her to pay a \$300.00 fine, and document completion of a course on Understanding Substance Use Disorder in Nursing.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

16. Tumlin, Bruce Austin – RN 1-118840 (Active)

Mr. Tumlin signed a Consent Order that would suspend his RN license until receipt of documentation of: (a) completion of required evaluations; (b) successful completion of the initial phase of an approved treatment program, if treatment is recommended; (c) participation in an aftercare program, if treatment is recommended; (d) negative random monthly drug screens; (e) contact information for individual counselor, if recommended; (f) accrual of requisite continuing education contact hours; (g) completion of required courses on Righting a Wrong Ethics and Professionalism in

Nursing and Understanding Substance Use Disorder in Nursing, if not deemed in need of treatment; and (h) payment of the reinstatement of suspended license fee and any other applicable fees. Should Mr. Tumlin be deemed in need of treatment and upon documented completion of the above terms, Mr. Tumlin's RN license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and he will be required to pay a \$1,000.00 fine. If not deemed to be in need of treatment, Mr. Tumlin's RN license will be placed on probation for twelve (12) months with the usual illegal/illicit stipulations and he will be required to pay a \$300.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Mr. Tumlin's RN licensure status will be considered as and listed as revoked.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

17. Carter, Laquanda Frederick – RN 1-156854 (Active)

Ms. Carter signed a Consent Order that would place her RN license on probation for twelve (12) months with the usual illegal/illicit stipulations, require her to pay a \$300.00 fine, and documented completion of courses on Documentation – A Critical Aspect of Client Care, Ethics of Nursing Practice and Professional Accountability and Legal Liability for Nurses.

On September 13, 2019, Dr. Baker moved that the Board accept the Consent Order. Mr. Sapalaran seconded. Motion carried without objection.

18. Jeter, Pamela Renee – LPN 2-042695 (Active)

Ms. Jeter signed a Consent Order that would place her LPN license on probation for twelve (12) months with the usual practice stipulations, require her to pay a \$300.00 fine, and documented completion of courses on Ethics of Nursing Practice, Professional Accountability and Legal Liability for Nurses and Sharpening Critical Thinking Skills.

On September 13, 2019, Dr. Baker moved that the Board accept the Consent Order. Mr. Sapalaran seconded. Motion carried without objection.

19. Lawford, Laura Ann – RN 1-093306 (Active); CRNP (VA Full Practice Authority)

Ms. Lawford signed a Consent Order that would suspend her RN license

until (a) payment of the reinstatement of suspended license fee, any other applicable fees and a \$1,000.00 fine; (b) successful completion of courses on Disciplinary Actions: What Every Nurse Should Know; Professional Accountability and Legal Liability for Nurses; Righting a Wrong Ethics and Professionalism in Nursing; and Sharpening Critical Thinking Skills; and (c) receipt of employer notification. In no event, will this period of suspension extend beyond twelve (12) months of the effective date of this Order. Should such occur, Ms. Lawford's licensure status will be considered as and listed as revoked.

On September 13, 2019, Dr. Baker moved that the Board accept the Consent Order. Mr. Sapalaran seconded. Ms. Cherry Rodgers abstained from the discussion and vote. Motion carried without objection.

20. Madison, Amanda Katheryn – RN 1-150805 (Active)

Ms. Madison signed a Consent Order that would place her RN license on probation for twelve (12) months with the usual illegal/illicit stipulations, require her to pay a \$300.00 fine, and documented completion of courses on Documentation – A Critical Aspect of Client Care and Understanding Substance Use Disorder in Nursing.

On September 13, 2019, Dr. Baker moved that the Board accept the Consent Order. Mr. Sapalaran seconded. Motion carried without objection.

21. Miller, Amanda Hudgins – RN 1-156396 (Active)

Ms. Miller signed a Consent Order that would place her RN license on probation until payment of a \$300.00 fine, documented completion of courses on Documentation – A Critical Aspect of Client Care, Professional Accountability and Legal Liability for Nurses and Understanding Substance Use Disorder in Nursing, and receipt of employer notification.

On September 13, 2019, Dr. Baker moved that the Board accept the Consent Order. Mr. Sapalaran seconded. Motion carried without objection.

22. Norman, Donnise Jean – RN 1-068497 (Lapsed)

Ms. Norman signed a Consent Order that would reinstate her lapsed RN license and place her license on probation for twelve (12) months with the usual practice stipulations, require her to pay a \$300.00 fine, and documented completion of courses on Documentation – A Critical Aspect of Client Care and Professional Accountability and Legal Liability for

Nurses.

On September 13, 2019, Dr. Baker moved that the Board accept the Consent Order. Mr. Sapalaran seconded. Motion carried without objection.

23. Palmore, Sherryl Denise – RN 1-059481 (Active); LPN 2-031142 (Lapsed)

Ms. Palmore signed a Consent Order that would place her RN license on probation until payment of a \$300.00 fine, documented completion of courses on Documentation – A Critical Aspect of Client Care and Sharpening Critical Thinking Skills, and receipt of employer notification. To the extent Ms. Palmore has a LPN license, said license shall be subject to the same terms and conditions.

On September 13, 2019, Dr. Baker moved that the Board accept the Consent Order. Mr. Sapalaran seconded. Motion carried without objection.

24. Patton, Mary Keeva – LPN 2-057071 (Active)

Ms. Patton signed a Consent Order that would place her LPN license on probation until payment of a \$300.00 fine, documented completion of courses on Disciplinary Actions: What Every Nurse Should Know, Ethics of Nursing Practice and Professional Accountability and Legal Liability for Nurses, and receipt of employer notification.

On September 13, 2019, Dr. Baker moved that the Board accept the Consent Order. Mr. Sapalaran seconded. Motion carried without objection.

25. Smithart, Stephanie Young – LPN 2-051332 (Active)

Ms. Smithart signed a Consent Order that would place her LPN license on probation until payment of a \$300.00 fine, documented completion of courses on Documentation – A Critical Aspect of Client Care, Ethics of Nursing Practice and Professional Accountability and Legal Liability for Nurses, and receipt of employer notification.

On September 13, 2019, Dr. Baker moved that the Board accept the Consent Order. Mr. Sapalaran seconded. Motion carried without objection.

26. Townes, Gabriel Davariego – RN 1-138844 (Active); LPN 2-062763 (Lapsed)

Mr. Townes signed a Consent Order that would place his RN license on probation for twelve (12) months with the usual practice stipulations, require him to pay a \$300.00 fine, and documented completion of courses on Documentation – A Critical Aspect of Client Care, Professional Accountability and Legal Liability for Nurses, and Righting a Wrong Ethics and Professionalism in Nursing. To the extent Mr. Townes has a LPN license; said license shall be subject to the same terms and conditions.

On September 13, 2019, Dr. Baker moved that the Board accept the Consent Order. Mr. Sapalaran seconded. Motion carried without objection.

27. Crane, Tina Powell – RN 1-134083 (Active)

Ms. Crane was withdrawn/struck from the Agenda prior to the meeting.

28. Jackson, Manzerine Maxine – LPN 2-066065 (Active)

Ms. Jackson signed a Consent Order that would place her LPN license on probation until payment of a \$300.00 fine, documented completion of courses on Elder Abuse, Ethics of Nursing Practice, Lateral Violence in the Workplace: Stop the Cycle, Professional Accountability and Legal Liability for Nurses and Your Role in Managing Assaultive Behavior, and receipt of employer notification.

On September 13, 2019, Dr. Baker moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

29. Oaks, Gregory Lynn – RN 1-089263 (Active); LPN 2-042716 (Lapsed)

Mr. Oaks signed a Consent Order that would place his RN license on probation until payment of a \$500.00 fine, documented completion of courses on Disciplinary Actions: What Every Nurse Should Know, Ethics of Nursing Practice, Professional Accountability and Legal Liability for Nurses and Righting a Wrong Ethics and Professionalism in Nursing, and receipt of employer notification.

On September 13, 2019, Dr. Baker moved that the Board accept the Consent Order. Ms. Carpenter seconded. Motion carried without objection.

30. Sexton, Carolyn Alexandra – RN 1-150519 (Active)

Ms. Sexton signed a Consent Order that would terminate her April 15, 2019 Voluntary Disciplinary Alternative Program (VDAP) Agreement and suspend her RN license until receipt of documentation of: (a) required comprehensive evaluations; (b) successful completion of the initial phase of a treatment program; (c) participation in an aftercare program; (d) negative random monthly drug screens; (e) contact information for individual counselor, if recommended; (f) accrual of requisite continuing education contact hours; and (g) payment of the reinstatement of suspended license fee and any other applicable fees. Upon receipt of the above, Ms. Sexton's RN license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and she will be required to pay a \$1,000.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Sexton's licensure status will be considered as and listed as revoked.

On September 13, 2019, Ms. Buford moved that the Board accept the Consent Order. Dr. Dearmon seconded. Motion carried without objection.

31. Basham, Michael Shane – RN Endorsement Applicant

Mr. Basham signed a Consent Order that would approve his RN endorsement application, and when licensed issue him a public reprimand.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

32. Fife, Brittany Shanae – LPN Endorsement Applicant

Ms. Fife signed a Consent Order that would approve her LPN endorsement application, and when license issue her a public reprimand.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

33. Hobby, Jonathan Bradley – RN 1-143616 (Active)

Mr. Hobby signed a Consent Order that would issue him a public reprimand.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept

the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

34. McMunn, Michael David – RN 1-157683 (Active)

Mr. McMunn signed a Consent Order that would issue him a public reprimand.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

35. Phillips, Amanda Marie – RN Exam Applicant

Ms. Phillips signed a Consent Order that would approve her to take the NCELX-RN exam and if successful, issue her a public reprimand.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

36. Wilkerson, Jacob Tyler – RN Exam Applicant

Mr. Wilkerson signed a Consent Order that would approve him to take the NCLEX-RN exam and if successful, issue him a public reprimand and require him to pay a \$300.00 fine.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

37. Broadbent, Michael James – RN Endorsement Applicant

Mr. Broadbent signed a Consent Order that would approve his RN endorsement application, and when licensed issue him a public reprimand and require him to pay a \$300.00 fine.

On September 13, 2019, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Victoria Hill seconded. Motion carried without objection.

38. Lundy, Samantha Howard – LPN 2-054260 (Active)

Ms. Lundy signed a Consent Order that would issue her a public reprimand and require her to pay a \$300.00 fine.

On September 13, 2019, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Victoria Hill seconded. Motion carried without objection.

39. Barrow, Kristia Madison Rose – LPN Exam Applicant

Ms. Barrow signed a Consent Order that would approve her to take the NCLEX-PN exam and if successful, issue her a public reprimand and require her to pay a \$300.00 fine.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

40. Goode, Sandi Deann – RN Endorsement Applicant

Ms. Goode signed a Consent Order that would approve her RN endorsement application, and when licensed issue her a public reprimand and require her to pay a \$300.00 fine.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

41. Karns, Jennifer Faith – LPN 2-062996 (Lapsed)

Ms. Karns signed a Consent Order that would approve her application for reinstatement of a lapsed LPN license and issue her a public reprimand and require her to pay a \$300.00 fine.

On September 13, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

42. Llewellyn, Stephanie Kay – RN Exam Applicant

Ms. Llewellyn signed a Consent Order that would approve her to take the NCLEX-RN exam and if successful, issue her a public reprimand and require her to pay a \$300.00 fine.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

43. Cannon, Brandy Lee – RN 1-131121 (Active)

Ms. Cannon signed a Consent Order that would issue her a public reprimand and require her to pay a \$600.00 fine.

On September 13, 2019, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

44. Christa, Amber Mykel – RN 1-131323 (Active)

Ms. Christa signed a Consent Order that would issue her a public reprimand and require her to pay a \$800.00 fine.

On September 13, 2019, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

45. Dowling, Catherine Lee – RN 1-085709 (Active)

Ms. Dowling signed a Consent Order that would issue her a public reprimand and require her to pay a \$600.00 fine.

On September 13, 2019, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

46. Ishmael, Edna Irene – RN 1-124533 (Lapsed)

Ms. Ishmael signed a Consent Order that would issue her a public reprimand and require her to pay a \$700.00 fine.

On September 13, 2019, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

47. Paparella, Kelly Lisenbe – RN 1-118279 (Active); (CRNP)

Ms. Paparella signed a Consent Order that would issue her public reprimand and require her to pay a \$1,000.00 fine.

On September 13, 2019, Ms. Rodgers moved that the Board accept the Consent Order. Ms. Buford seconded. Motion carried without objection.

48. Fanning, Matthew Clark – RN 1-105627 (Active)

Mr. Fanning signed a Consent Order that would issue him a public reprimand and require him to pay a \$300.00 fine.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried with Dr. Baker opposing.

49. Martin, Jennifer Marie – LPN 2-071388 (Active)

Ms. Martin signed a Consent Order that would issue her a public reprimand and require her to pay a \$300.00 fine.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Dr. Baker seconded. Motion carried without objection.

B. ADMINISTRATIVE HEARINGS

On September 13, 2019, Dr. Dearmon moved that the Board enter into Executive Session in its capacity as a quasi-judicial body to deliberate and discuss evidence and testimony presented during contested case hearing and vote on the outcomes. Ms. Rodgers seconded. Motion carried with all in favor: (Cara Floyd, Francine Parker, Natalie Baker, Peggie Carpenter, Janice Seip, Cynthia Buford and Victoria Hill) Gabriel Sapalaran and Martha Houston were not present for the vote.

Gabriel Sapalaran and Martha Houston returned to Executive Session at 1:01 p.m.

Ms. Bailey reported that the Board would reconvene in open session at approximately 1:35 p.m.

The Board reconvened to open session at 1:26 p.m.

1. Brooks, Angela – RN 1-108969 (Lapsed)

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Brooks' RN license. Dr. Baker seconded. Motion carried without objection.

2. Carnahan, Linda – RN 1-151875 (Lapsed)

On September 13, 2019, Dr. Parker moved that the Board accept the

Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Carnahan's RN license. Ms. Rodgers seconded. Motion carried without objection.

3. Chestang, Mary Lee – RN 1-062625 (Lapsed); LPN 2-026339 (Lapsed)

On September 13, 2019, Ms. Buford moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and approve Ms. Chestang's application for reinstatement of her lapsed RN license, when reinstated issue her a public reprimand and require her to pay a \$500.00 fine. Ms. Rodgers seconded. Motion carried without objection.

4. Domineck, Doneka – LPN 2-068374 (Lapsed)

On September 13, 2019, Dr. Baker moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Domineck's LPN license. Dr. Parker seconded. Motion carried without objection.

5. Flores, Marina – RN 1-138502 (Lapsed)

On September 13, 2019, Ms. Seip moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and indefinitely suspend Ms. Flores' RN license. Ms. Flores is not eligible for reinstatement of licensure of practice in the state of Alabama until evidence of an unencumbered license in Texas is received and she cannot practice in the state of Alabama until Alabama licensure has been reinstated in accordance with the Alabama Board of Nursing Administrative Code, and she is required to pay the reinstatement of suspended license fee and any other applicable fees, and provide receipt of employer notification. Ms. Rodgers seconded. Motion carried without objection.

6. Harden, Lauren – LPN 2-059560 (Active)

On September 13, 2019, Ms. Floyd moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Harden's LPN license. Ms. Seip seconded. Motion carried without objection.

7. Hobbs, Melissa Dianna – LPN 2-055594 (Active)

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Hobbs' LPN

license. Ms. Buford seconded. Motion carried without objection.

- 8. Kissinger, Blase – RN 1-115196 (Active)**

On September 13, 2019, Ms. Buford moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Mr. Kissinger's RN license. Ms. Rodgers seconded. Motion carried without objection.

- 9. Lightfritz, Christy – RN 1-118431 (Lapsed)**

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Lightfritz's RN license. Dr. Baker seconded. Motion carried without objection.

- 10. Michalik, Michael – RN 1-065052 (Lapsed)**

On September 13, 2019, Dr. Baker moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Mr. Michalik's RN license. Ms. Seip seconded. Motion carried without objection.

- 11. Sweeney, Sara – RN 1-128387 (Lapsed)**

On September 13, 2019, Mr. Sapalaran moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Sweeney's RN license. Ms. Floyd seconded. Motion carried without objection.

- 12. Wallace, Karacin – LPN 2-065607 (Active)**

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Wallace's LPN license. Ms. Rodgers seconded. Motion carried without objection.

C. REINSTATEMENT OF REVOKED – ADMINISTRATIVE HEARINGS

- 1. Dees, Tonja Denise – RN 1-083377 (Revoked); LPN 2-034261 (Revoked)**

Ms. Dees signed a Consent Order that would approve her application for reinstatement of a revoked RN license and place her RN license on probation for sixty (60) months with the usual substance use disorder stipulations and she will be required to pay a \$500.00 fine. Ms. Dees may

apply for early release after thirty-six (36) months, if recommended by treatment provider.

On September 13, 2019, Ms. Victoria Hill moved that the Board accept the Consent Order. Ms. Rodgers seconded. Motion carried without objection.

D. REQUEST FOR REHEARING

1. Bodin, Christy Marlene – RN 1-092199 (Active); LPN 2-041518 (Lapsed)

On September 13, 2019, Ms. Seip moved that the Board deny Ms. Bodin's application for rehearing. Ms. Victoria Hill seconded. Motion carried without objection.

XIV. NEXT MEETING DATE: November 15, 2019, 770 Washington Ave., RSA Plaza, Montgomery, Alabama, Suite 350

XV. OTHER

A. NLC Update

Ms. Benson gave a brief update on the NLC.

B. RSA Lease

Ms. Benson reported that the previous lease agreement with RSA expires in 2025.

With the extending the lease agreement to 2030 and negotiating the contract the agency will save approximately, \$3.9 million in rental monies and ensure our strategic location through 2030. The new lease agreement would include more office space on the 4th floor to move VDAP and Probation staff.

On September 13, 2019, Dr. Baker moved that the Board approve the Executive Officer to negotiate a new lease agreement with RSA to extend the lease to 2030. Ms. Seip seconded. Motion carried without objection.

XVI. BOARD MEETING DEBRIEFING

A. New Board Members (How can we help?)

Nothing was reported.

B. Meeting Process: What can we improve/change?

Nothing was reported.

XVII. ADJOURNMENT

The ABN Board meeting adjourned at 1:40 p.m.

Cheryl Bailey, BSN, MBA
President

Victoria Hill, MSN, RN
Secretary

Submitted by: _____
Tonya Smith Recorder 09/19